

Message Text

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ACTION OES-09

INFO OCT-01 ARA-10 ISO-00 NSF-01 DODE-00 COME-00 PM-05
/026 W

-----108043 261547Z /43

R 251335Z AUG 78

FM AMEMBASSY BRASILIA

TO SECSTATE WASHDC PRIORITY 8766

INFO AMCONSUL RECIFE POUCH

LIMITED OFFICIAL USE BRASILIA 6693

E.O. 11652: N/A

TAGS: TOCY, BR

SUBJECT: R/V RESEARCHER CLEARANCES

REF: (A) STATE 213038 (B) STATE 203313

1. FOLLOWING IS INFORMAL TRANSLATION OF FOREIGN MINISTRY NOTE
DIE/DCS/77, DATED 17 AUGUST 1978 AND RECEIVED BY EMBASSY MORNING
OF 18 AUGUST :
(COMPLIMENTARY OPENING)....AND HAS THE HONOR TO REFER
TO NOTE 228 OF 26 MAY 1978, REGARDING A REQUEST FOR AUTHORIZATION
FOR RESUPPLY IN RECIFE OF THE NORTH AMERICAN VESSEL R/V RESEARCHER.

IN REPLY, THE MINISTRY OF EXTERNAL RELATIONS ADVISES THAT
THE BRAZILIAN NAVY HAS NO OBJECTION TO THE REFERENCED VISIT.

WITH REGARD TO THE INFORMATION CONCERNING THE BATHYMETRIC
RESEARCH REQUESTED BY THE OCEANOGRAPHIC INSTITUTE OF THE UNIVERSITY
OF SAO PAULO, THE MINISTRY OF EXTERNAL RELATIONS, BASING ITSELF
UPON A DECISION BY THE MINISTRY OF THE NAVY, REMINDS THAT THE
PROVISIONS OF DECREE 63,164 OF 28 AUGUST 1968 SHOULD BE COMPLIED
WITH. IN THE ABSENCE OF THE ITEMS OF INFORMATION
REQUIRED BY THE REFERENCED DECREE, THE MINISTRY
ADVISES THAT SUCH RESEARCH CANNOT BE AUTHORIZED.

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(END INFORMAL TRANSLATION)

2. BEST REPLY EMBASSY CAN MAKE TO SPECIFIC QUESTION
POSED REF A IS THAT IF GOB CHOOSES TO ASSERT JURISDICTION
OVER RESEARCH, IT IS IRRELEVANT WHETHER WE ASKED PERMISSION
OR NOT. WE IN FACT MERELY INFORMED GOB OF RESEARCH, AS
GOB NOTE INDIRECTLY ACKNOWLEDGES IN ITS REFERENCE TO THE

"INFORMATION" CONCERNING THE RESEARCH. HOWEVER, SINCE DEPARTMENT HAD REQUESTED INDICATION THAT GOB WAS AWARE OF RESEARCH AND HAD NO OBJECTIONS (PARAGRAPH 2 B OF STATE 124514), IT WAS PRESUMABLY NOT INCONCEIVABLE THAT GOB WOULD REPLY THAT THEY DID HAVE OBJECTIONS. COPIES OF NOTES BEING POUCHED TO OES/OFA/MST.

3. SAME PROBLEM WILL UNDOUBTEDLY ARISE IN CONNECTION WITH FIRST PERIOD OF RESEARCH IN REF B CLEARANCE REQUESTS, WHICH NOT IN COMPLIANCE WITH 180 DAY NOTICE REQUIREMENT OF DECREE 63,164.
SAYRE

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Message Attributes

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